



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 5

77 WEST JACKSON BOULEVARD

CHICAGO, IL 60604-3590

MAR 07 2012

REPLY TO THE ATTENTION OF:

WC-15J

Scott Baker, Water Compliance Engineer
Flint Hills Resources – Pine Bend Refinery
12555 Clark Road
Rosemount, Minnesota 55068

Dear Mr. Baker:

In August 2011, the U.S. Environmental Protection Agency visited the Flint Hills Resource – Pine Bend Refinery (FHR or refinery) to conduct a compliance evaluation inspection (CEI). Mr. Noel Vargas and Mr. Newton Ellens from the EPA participated in the inspection. Mr. Gary Simonsen and Mr. Robert Kostinec of the Minnesota Pollution Control Agency (MPCA) also participated in the inspection. The purpose of the inspection was two-fold: to verify compliance with the current Consent Order (Order) between EPA and Koch Petroleum Group L.P., as well as with the refinery's existing National Pollutant Discharge Elimination System (NPDES) permit conditions. The inspection report is attached.

On February 14, 2012, counsel for FHR provided evidence that all payments required by the Order have been made. This evidence, as well as the findings of the August 2011 inspection, is sufficient to close the Order.

FHR remains responsible for complying with the requirements of the Clean Water Act, and other applicable federal, state, and local requirements. If you have any questions regarding this recommendation, please contact Noel Vargas of my staff at 312-353-3575.

Sincerely,

A handwritten signature in blue ink, appearing to read "Dean Maraldo".

Dean Maraldo, Chief
Water Enforcement and Compliance
Assurance Branch